Case 09-41518 Doc 1 Filed 10/31/09 Entered 10/31/09 21:29:51 Desc Main Document Page 1 of 37

B1 (Official Form 1) (1/08) UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS **Voluntary Petition EASTERN DIVISION (CHICAGO)** Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): Kurcab, Matthew Phillip All Other Names used by the Debtor in the last 8 years All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more xxx-xx-4352 than one, state all): than one, state all): Street Address of Joint Debtor (No. and Street, City, and State): Street Address of Debtor (No. and Street, City, and State): 1408 Carriage Lane #5 Westmont, IL ZIP CODE ZIP CODE 60559 County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): 1408 Carriage Lane #5 Westmont, IL ZIP CODE ZIP CODE 60559 Location of Principal Assets of Business Debtor (if different from street address above): ZIP CODE Type of Debtor Nature of Business Chapter of Bankruptcy Code Under Which (Form of Organization) (Check one box.) the Petition is Filed (Check one box.) (Check one box.) Health Care Business  $\overline{\mathbf{Q}}$ Chapter 7 Chapter 15 Petition for Recognition Single Asset Real Estate as defined Chapter 9 Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. in 11 U.S.C. § 101(51B) of a Foreign Main Proceeding Chapter 11 Railroad Chapter 15 Petition for Recognition Corporation (includes LLC and LLP) Chapter 12 Stockbroker of a Foreign Nonmain Proceeding Chapter 13 Partnership Commodity Broker Other (If debtor is not one of the above Clearing Bank **Nature of Debts** entities, check this box and state type (Check one box.) of entity below.) Debts are primarily consumer Debts are primarily **Tax-Exempt Entity** debts, defined in 11 U.S.C. business debts. (Check box, if applicable.) § 101(8) as "incurred by an individual primarily for a Debtor is a tax-exempt organization under Title 26 of the United States personal, family, or house-Code (the Internal Revenue Code). hold purpose. Filing Fee (Check one box.) Chapter 11 Debtors Check one box: ▼ Full Filing Fee attached. Debtor is a small business debtor as defined by 11 U.S.C. § 101(51D). Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Filing Fee to be paid in installments (applicable to individuals only). Must attach Check if: signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. Debtor's aggregate noncontigent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000. Filing Fee waiver requested (applicable to chapter 7 individuals only). Must Check all applicable boxes: attach signed application for the court's consideration. See Official Form 3B. A plan is being filed with this petition. Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). Statistical/Administrative Information THIS SPACE IS FOR COURT USE ONLY Debtor estimates that funds will be available for distribution to unsecured creditors. Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. **Estimated Number of Creditors** 25,001-Over **√** 1-49 10,001-\_\_\_\_ 200-999 50,001-∐ 50-99 **\_\_\_** 100-199 5.000 10.000 25.000 50.000 100.000 100.000 Estimated Assets \$50,001 to \$100,001 to \$500,001 \$50,000,001 \$0 to \$1,000,001 \$10,000,001 \$100,000,001 \$500,000,001 More than \$50,000 \$100,000 \$500,000 to \$1 million to \$10 million to \$50 million to \$100 million to \$500 million to \$1 billion \$1 billion Estimated Liabilities  $\square$ \$50,001 to \$100,001 to \$500,001 \$1,000,001 \$10,000,001 \$50,000,001 \$100,000,001 \$500,000,001 More than

to \$100 million

to \$500 million

to \$1 billion

\$1 billion

to \$50 million

\$500,000

to \$1 million

to \$10 million

\$50,000 \$100,000

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B1 (0	Official Form 1) (1/08) Document	Page 2 of 37	Page 2	
	luntary Petition	Name of Debtor(s): Matthew Phillip	Kurcab	
(In	nis page must be completed and filed in every case.)			
1	All Prior Bankruptcy Cases Filed Within Last			
Non	ion Where Filed: <b>e</b>	Case Number:	Date Filed:	
Locat	ion Where Filed:	Case Number:	Date Filed:	
	Pending Bankruptcy Case Filed by any Spouse, Partner o	r Affiliate of this Debtor (If more t	han one, attach additional sheet.)	
Name Nor	e of Debtor: l <b>e</b>	Case Number:	Date Filed:	
Distri	pt:	Relationship:	Judge:	
Exhibit A  (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  Exhibit A is attached and made a part of this petition.		Exhibit B  (To be completed if debtor is an individual whose debts are primarily consumer debts.)  I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b).		
		X /s/ David M. Madden	10/31/2009	
		David M. Madden	Date	
	Ex	hibit C		
Does	s the debtor own or have possession of any property that poses or is alleged to pos Yes, and Exhibit C is attached and made a part of this petition. No.	e a threat of imminent and identifiable harm to	public health or safety?	
	Ex	hibit D		
(То	be completed by every individual debtor. If a joint petition is filed, eac    Exhibit D completed and signed by the debtor is attached and m	·	eparate Exhibit D.)	
If th	If this is a joint petition:  Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.			
		ling the Debtor - Venue		
Ø	(Check any Debtor has been domiciled or has had a residence, principal place of preceding the date of this petition or for a longer part of such 180 day		strict for 180 days immediately	
	There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.			
	Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.			
		des as a Tenant of Residential Proper	rty	
	Landlord has a judgment against the debtor for possession of debtor	pplicable boxes.) s residence. (If box checked, complete	the following.)	
		(Name of landlord that obtained judgme	ent)	
_		(Address of landlord)	dal ha manasima di sa como di	
	Debtor claims that under applicable nonbankruptcy law, there are circ monetary default that gave rise to the judgment for possession, after		·	
	Debtor has included in this petition the deposit with the court of any repetition.	ent that would become due during the 3	0-day period after the filing of the	
	Debtor certifies that he/she has served the Landlord with this certification	ation. (11 U.S.C. § 362(I)).		

11 (Official Form 1) (1/08) DOCL	ment Page 3 of 37 Page 3
Voluntary Petition	Name of Debtor(s): Matthew Phillip Kurcab
(This page must be completed and filed in every ca	se)
, , , , , , , , , , , , , , , , , , , ,	Signatures
Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative
I declare under penalty of perjury that the information provided in this pet true and correct.  [If petitioner is an individual whose debts are primarily consumer debts are chosen to file under chapter 7] I am aware that I may proceed under chapter 1, 12 or 13 of title 11, United States Code, understand the relief available each such chapter, and choose to proceed under chapter 7.  [If no attorney represents me and no bankruptcy petition preparer signs to petition] I have obtained and read the notice required by 11 U.S.C. § 34.  I request relief in accordance with the chapter of title 11, United States Cospecified in this petition.	I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.  (Check only one box.)  I request relief in accordance with chapter 15 of title 11, United States Code.  Certified copies of the documents required by 11 U.S.C. § 1515 are attached.
X /s/ Matthew Phillip Kurcab	
Matthew Phillip Kurcab	(Signature of Foreign Representative)
Telephone Number (If not represented by attorney) 10/31/2009	(Printed Name of Foreign Representative)
Date	Date
Signature of Attorney*	Signature of Non-Attorney Bankruptcy Petition Preparer
// /s/ David M. Madden  David M. Madden  David M. Madden Law Offices, P.C. P.O. Box 5658  Woodridge, IL 60517	defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.
Phone No. <u>(773) 454-9866</u> Fax No. <u>(773) 359-15</u>	Printed Name and title, if any, of Bankruptcy Petition Preparer
10/31/2009  Date  *In a case in which § 707(b)(4)(D) applies, this signature also constitutes certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.	Social Socurity number (If the healtruptey position property is not an individual
Signature of Debtor (Corporation/Partnership) I declare under penalty of perjury that the information provided in this pet true and correct, and that I have been authorized to file this petition on be the debtor.	
The debtor requests relief in accordance with the chapter of title 11, Unite Code, specified in this petition.	X
Signature of Authorized Individual	Date Signature of bankruptcy petiton preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.  Names and Social-Security numbers of all other individuals who prepared or
Printed Name of Authorized Individual	assisted in preparing this document unless the bankruptcy petition preparer is not an individual.
Title of Authorized Individual	If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.
Date	A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

B 1D (Official Form 1, Exhibit D) (12/08)

# Document Page 4 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

In re:	Matthew Phillip Kurcab	Case No.	
			(if known)

Debtor(s)

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
2. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit couseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

# B 1D (Official Form 1, Exhibit D) (12/08) UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

In re:	Matthew Phillip Kurcab	Case No.	
			(if known)

Debtor(s)

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH

CREDIT COUNSELING REQUIREMENT  Continuation Sheet No. 1				
4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]				
Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilites.);				
Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);				
Active military duty in a military combat zone.				
5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.				
I certify under penalty of perjury that the information provided above is true and correct.				
Signature of Debtor: /s/ Matthew Phillip Kurcab  Matthew Phillip Kurcab				
Date: 10/31/2009				

B6 Summary (Official Form 6 - Summary) (12/07)

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

In re Matthew Phillip Kurcab

Case No.

Chapter 7

#### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$0.00		
B - Personal Property	Yes	4	\$3,197.20		
C - Property Claimed as Exempt	Yes	2		•	
D - Creditors Holding Secured Claims	Yes	1		\$0.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		\$0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	4		\$61,276.39	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			\$1,564.90
J - Current Expenditures of Individual Debtor(s)	Yes	1			\$1,556.00
	TOTAL	17	\$3,197.20	\$61,276.39	

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Form 6 - Statistical Summary (12/07)

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

In re Matthew Phillip Kurcab

Case No.

Chapter 7

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11, or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	\$0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$0.00
Student Loan Obligations (from Schedule F)	\$0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$0.00
TOTAL	\$0.00

#### State the following:

Average Income (from Schedule I, Line 16)	\$1,564.90
Average Expenses (from Schedule J, Line 18)	\$1,556.00
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	\$2,103.13

#### State the following:

Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$0.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$0.00
Total from Schedule F		\$61,276.39
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$61,276.39

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B6A (Official Form 6A) (12/07)

In re Matthew Phillip Kurcab

Case No.	
	(if known)

# **SCHEDULE A - REAL PROPERTY**

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or Exemption	Amount Of Secured Claim
None				
	Tot	al:	\$0.00	

(Report also on Summary of Schedules)

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B6B (Official Form 6B) (12/07)

In re	Matthew	<b>Phillip</b>	Kurcab
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Case No.	
	(if known)

# **SCHEDULE B - PERSONAL PROPERTY**

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
1. Cash on hand.		Cash in wallet	-	\$12.00
2. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions,		Chase checking acct # xxxxxxxxxxxx9557, \$66.31 as of 10/20/09  Chase checking account # xxxxxxxxxxx6410, \$252.80 as of 10/14/09	-	\$66.31 \$252.80
brokerage houses, or cooperatives.  3. Security deposits with public utilities, telephone companies, landlords, and others.	x			
4. Household goods and furnishings, including audio, video and computer equipment.		Miscellaneous personal property at used store prices.	-	\$125.00
5. Books; pictures and other art objects; antiques; stamp, coin, record, tape, compact disc, and other collections or collectibles.		Miscellaneous pictures, movies, and CDs.	-	\$55.00
6. Wearing apparel.		Miscellaneous wearing apparel at used clothing store prices.	-	\$175.00
7. Furs and jewelry.	х			
8. Firearms and sports, photographic, and other hobby equipment.	x			
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	х			

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B6B (Official Form 6B) (12/07) -- Cont.

In re	Matthew	Phillip	Kurcab
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Case No.	
	(if known)

# **SCHEDULE B - PERSONAL PROPERTY**

Continuation Sheet No. 1

None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
x			
x			
x			
x			
x			
x			
x			
x			
x			
	x x x x x x	x	x

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B6B (Official Form 6B) (12/07) -- Cont.

In re	Matthew	Phillip	Kurcab
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Case No.	
	(if known)

# **SCHEDULE B - PERSONAL PROPERTY**

Continuation Sheet No. 2

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	x			
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	x			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	x			
22. Patents, copyrights, and other intellectual property. Give particulars.	x			
23. Licenses, franchises, and other general intangibles. Give particulars.	x			
24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	x			
25. Automobiles, trucks, trailers, and other vehicles and accessories.	x			
26. Boats, motors, and accessories.	x			

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B6B (Official Form 6B) (12/07) -- Cont.

In re	Matthew	Phillip	Kurcab
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Case No.	
	(if known)

# **SCHEDULE B - PERSONAL PROPERTY**

Continuation Sheet No. 3

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
<ul><li>27. Aircraft and accessories.</li><li>28. Office equipment, furnishings,</li></ul>	x			
and supplies.  29. Machinery, fixtures, equipment, and supplies used in business.	x			
30. Inventory.	x			
31. Animals.		Cat	-	\$100.00
32. Crops - growing or harvested. Give particulars.	X			
33. Farming equipment and implements.	x			
34. Farm supplies, chemicals, and feed.	X			
35. Other personal property of any kind not already listed. Itemize.		Cell phone	-	\$50.00
		Right to receive payment pursuant to settlement between Illinois Attorney General and Countrywide Financial Corporation. Pursuant to letter from Illinois AG dated 7/24/09, Debtor is entitled to receive at least \$2,361.09. Actual date that funds will be disbursed is unknown.	-	\$2,361.09
(Include the Control of the Control			al >	\$3,197.20

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B6C (Official Form 6C) (12/07)

In re Matthew Phillip Kurcab

Case No.	
	(If known)

# **SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**

Debtor claims the exemptions to which debtor is entitled under: (Check one box)	Check if debtor claims a homestead exemption that exceeds \$136,875.
☐ 11 U.S.C. § 522(b)(2) ☐ 11 U.S.C. § 522(b)(3)	

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
Cash in wallet	Ind. Code § 34-55-10-2(c)(3)	\$12.00	\$12.00
Chase checking acct # xxxxxxxxxxxx9557, \$66.31 as of 10/20/09	Ind. Code § 34-55-10-2(c)(3)	\$66.31	\$66.31
Chase checking account # xxxxxxxxxxxx6410, \$252.80 as of 10/14/09	Ind. Code § 34-55-10-2(c)(3)	\$221.69	\$252.80
Miscellaneous personal property at used store prices.	Ind. Code § 34-55-10-2(c)(2)	\$125.00	\$125.00
Miscellaneous pictures, movies, and CDs.	Ind. Code § 34-55-10-2(c)(2)	\$55.00	\$55.00
Miscellaneous wearing apparel at used clothing store prices.	Ind. Code § 34-55-10-2(c)(2)	\$175.00	\$175.00
Cat	Ind. Code § 34-55-10-2(c)(2)	\$100.00	\$100.00
Cell phone	Ind. Code § 34-55-10-2(c)(2)	\$50.00	\$50.00
		\$805.00	\$836.11

# Document Page 14 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: Matthew Phillip Kurcab CASE NO

CHAPTER 7

# **TOTALS BY EXEMPTION LAW**

Exemption Law	Husband	Wife	Joint	Community	N/A	Exemption Total	Market Value Total
Ind. Code § 34-55-10-2(c)(2)	\$0.00	\$0.00	\$0.00	\$0.00	\$505.00	\$505.00	\$505.00
Ind. Code § 34-55-10-2(c)(3)	\$0.00	\$0.00	\$0.00	\$0.00	\$300.00	\$300.00	\$331.11

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B6D (Official Form 6D) (12/07)

In re Matthew Phillip Kurcab

Case No.	
	(if known)

### **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

☑ Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
	<u> </u>		Subtotal (Total of this F	  >_	۱۵) -	$\vdash$	\$0.00	\$0.00
			Total (Use only on last				\$0.00	\$0.00
No continuation sheets attached			i otal (Ose only off last	pay	<del>.</del>	٠ [	(Report also on	(If applicable.

\_continuation sheets attached No

(Report also on (If applicable,

Summary of Schedules.)

report also on Statistical Summary of Certain Liabilities and Related Data.)

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B6E (Official Form 6E) (12/07)

In re Matthew Phillip Kurcab

Case No.	
	(If Known)

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

V	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
ΤY	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.)
	Domestic Support Obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of credit in an involuntary case  Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans  Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	Deposits by individuals  Claims of individuals up to \$2,425* for deposits for the purchase, lease or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and Certain Other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to Maintain the Capital of an Insured Depository Institution  Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507(a)(9).
	Claims for Death or Personal Injury While Debtor Was Intoxicated  Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).
	Administrative allowances under 11 U.S.C. Sec. 330 Claims based on services rendered by the trustee, examiner, professional person, or attorney and by any paraprofessional person employed by such person as approved by the court and/or in accordance with 11 U.S.C. §§ 326, 328, 329 and 330.
	nounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of istment.
	No continuation sheets attached

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B6F (Official Form 6F) (12/07) In re Matthew Phillip Kurcab

Case No.		
	(if known)	

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

	19 0		barea dialino to report on tino concadio 1 :				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT#: xxxx-xxxx-xxxx-5542  Alpine Capital Investments LLC 5 REVERE DRIVE, SUITE 200  Northbrook, IL 60062		-	DATE INCURRED: CONSIDERATION: Lawsuit REMARKS: Complaint filed in case 2009 SR 2141, DuPage County, Illinois			х	\$7,294.23
Other person associated with claim by Alpine Capital Investments LLC			The Albert Law Firm, P.C. 205 W Randolph St, Ste 920 Chicago, IL 60606				Notice Only
ACCT #: Bank of America 100 N. Tryon St Charlotte, NC 28255		-	DATE INCURRED: CONSIDERATION: Possible judgment REMARKS: Original Creditor: Countrywide Home Loans Possible mortgage foreclosure deficiency, case numbers 07 CH 300 and 08 CH 3203,		x	x	Unknown
			Cook County, Illinois				
Other person associated with claim by Bank of America			Codilis & Associates, P.C. 15W030 North Frontage Rd Suite 100 Burr Ridge, IL 60527				Notice Only
ACCT #: Bill Kay Suzuki 2100 Ogden Ave Downers Grove, IL 60515		-	DATE INCURRED: CONSIDERATION: Possible overpayment of commission draw REMARKS:		х	х	\$680.00
	-	!	Sı	bto	tal :	>	\$7,974.23
continuation sheets attached		(Rep	(Use only on last page of the completed Sc ort also on Summary of Schedules and, if applicab Statistical Summary of Certain Liabilities and Rela	nedı le, o	n th	F.) ne	

Document

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B6F (Official Form 6F) (12/07) - Cont. In re **Matthew Phillip Kurcab** 

Case No.		
	(if known)	

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT#: xxxx-xxxx-xxxx-2157 Chase Card Services PO Box 15298 Wilmington, DE 19850-5298		-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:				\$1,401.04
ACCT#: CitiFinancial 605 Munn Road Fort Mill, SC 29715		-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:			х	\$3,767.00
Other person associated with claim by CitiFinancial			Portfolio Recovery 120 Corporate Boulevard Norfolk, VA 23502				Notice Only
ACCT#: City of Aurora, Illinois Law Department 44 E Downer Place Aurora, IL 60507		-	DATE INCURRED: CONSIDERATION: Weed lien REMARKS: Weed liens relating to 1026 and 1028 E New York Street, Aurora, Illinois, properties that Debtor does not own			х	Unknown
ACCT #: Credit Protection Association 13355 Noel Rd Ste 2100 Dallas, TX 75240		-	DATE INCURRED: CONSIDERATION: Cable Television REMARKS:			х	\$226.00
Other person associated with claim by Credit Protection Association			Comcast 1701 John F Kennedy Blvd #C100 Philadelphia, PA 19301-2899				Notice Only
Sheet no. 1 of 3 continuation should be sheet no. 1 continuation should be sheet no. 2 continuation should be sheet no. 3 continuation should be sheet no. 2 continuation should be sheet no. 3 continuation should be sheet no. 2 continuation should be sheet no. 3 continuation should be sheet no. 3 continuation should be sheet no. 2 continuation should be sheet no. 3 continuation should be sheet no. 2 continuation should be sheet no. 3 continuation should be sheet no. 3 continuation should be should be sheet no. 3 continuation should be should be sheet no. 3 continuation s		ns	hed to S  (Use only on last page of the completed Scort also on Summary of Schedules and, if applicate Statistical Summary of Certain Liabilities and Related	hedi le, o	ota ule l on th	l > F.) ne	\$5,394.04

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Case No.		
	(if known)	

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.		UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: xxxxxx9556  Deutsche Bank 460 Sierra Madre Villa Ave Ste 101, HS 01-04 Pasadena, CA 91107		-	DATE INCURRED: CONSIDERATION: Possible foreclosure deficiency REMARKS: Possible deficiency in case 06 CH K 2019, Kane County, Illinois		x	х	Unknown
Other person associated with claim by Deutsche Bank			Codilis & Associates, P.C. 15W030 North Frontage Rd Suite 100 Burr Ridge, IL 60527				Notice Only
ACCT#: Discover Financial Services PO Box 30943 Salt Lake City, UT 84130-0943		-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:			х	\$8,140.00
ACCT #: EMC Mortgage EMC Mortgage Corporation P.O. Box 293150 Lewisville, TX 75029-3150		-	DATE INCURRED: CONSIDERATION: UnknownAppears on credit report REMARKS:		x	х	\$31,853.00
ACCT #: Fifth Third Bank 38 Fountain Sq Plaza Fifth Third Center Cincinnati, OH 45263		-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:			х	\$2,802.00
Other person associated with claim by Fifth Third Bank			Academy Collection Service, Inc. Acct: xxxx1601 PO Box 21089 Philadelphia, PA 19114-0589				Notice Only
Sheet no. <u>2</u> of <u>3</u> continuation st Schedule of Creditors Holding Unsecured Nonpriority		ns	hed to Su  (Use only on last page of the completed Sc oort also on Summary of Schedules and, if applicab Statistical Summary of Certain Liabilities and Rela	nedı le, o	ota ule on th	l > F.) ne	\$42,795.00

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Case No.		
	(if known)	

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	TNEUNITNOO	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
Other person associated with claim by Fifth Third Bank			Asset Acceptance LLC P.O. Box 2036 Warren, MI 48090-2036				Notice Only
ACCT#: Kohls Milwaukee Payment Center P.O. Box 2983 Milwaukee, WI 53201-2983		-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:				\$45.00
ACCT#: RECEIVABLES MANAGEMENT, INC. 3348 Ridge Road Lansing, IL 60438		-	DATE INCURRED: CONSIDERATION: Charges by City of Aurora, Illinois REMARKS: Original creditor: City of Aurora, IL			х	Unknown
ACCT#: Susan Kurcab 2500 75th St Woodridge, IL 60517		-	DATE INCURRED: CONSIDERATION: Personal Loan REMARKS:				\$5,000.00
ACCT#: T-Mobile PO Box 37380 Albuquerque, NM 87176-7380		-	DATE INCURRED: CONSIDERATION: Contract/Lease REMARKS: Cell Phone, Acct xxxxx3882				\$68.12
Sheet no. 3 of 3 continuation s	heets	attac	ned to	Subto	tal		\$5,113.12
Sheet no. <u>3</u> of <u>3</u> continuation s Schedule of Creditors Holding Unsecured Nonpriority		ns	(Use only on last page of the completed S ort also on Summary of Schedules and, if applica Statistical Summary of Certain Liabilities and Re	T ched ble, c	ota ule on th	l > F.) ne	\$61,276.39

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B6G (Official Form 6G) (12/07)

In re Matthew Phillip Kurcab

Case No.		
	(if known)	

#### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases of contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.
Apartment Lease, 1408 Carriage Ln #5, Westmont, IL 60559 Contract to be ASSUMED
Cell Phone, Acct xxxxx3882 Contract to be REJECTED

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B6H (Official Form 6H) (12/07)

In re Matthew Phillip Kurcab

Case No.	
	(if known)

#### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eightyear period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

$\square$	Check this	box if	debtor	has no	codebtors.
-----------	------------	--------	--------	--------	------------

☑ Check this box if debtor has no codebtors.				
NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR			

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B6I (Official Form 6I) (12/07)

In re Matthew Phillip Kurcab

Case No	
	(if known)

# SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status:		Dependents	of Debtor and Sp	oouse	
Single	Relationship(s):	Age(s):	Relationship	o(s):	Age(s):
Siligle					
Employment:	Debtor		Spouse		
Occupation	Car Sales				
Name of Employer	Bill Kay Auto Outlet				
How Long Employed	11 Mos.				
Address of Employer	2100 Ogden Ave				
	Downers Grove, IL 60515				
	verage or projected monthly			DEBTOR	SPOUSE
<ol> <li>Monthly gross wages</li> <li>Estimate monthly ove</li> </ol>	s, salary, and commissions (F	Prorate if not paid month	ily)	\$2,103.13 \$0.00	
<ol> <li>SUBTOTAL</li> </ol>	erune				
3. SUBTOTAL 4. LESS PAYROLL DEI	DUCTIONS			\$2,103.13	
	ides social security tax if b. is	s zero)		\$152.77	
b. Social Security Tax		3 2610)		\$115.32	
c. Medicare	•			\$26.97	
d. Insurance				\$243.17	
e. Union dues				\$0.00	
f. Retirement				\$0.00	
g. Other (Specify)			_	\$0.00	
h. Other (Specify)				\$0.00	
i. Other (Specify)				\$0.00	
j. Other (Specify) k. Other (Specify)				\$0.00 \$0.00	
5. SUBTOTAL OF PAY	POLL DEDUCTIONS		<del>_</del>	\$538.23	
	LY TAKE HOME PAY		1 . 7	\$1,564.90	
	operation of business or pro	ofession or farm (Attach	detailed stmt)	\$0.00	
<ol> <li>Income from real pro</li> <li>Interest and dividend</li> </ol>				\$0.00 \$0.00	
	s e or support payments paya	hle to the debtor for the	debtor's use or	\$0.00	
that of dependents lis		bic to the debtor for the	action 3 day of	ψ0.00	
	vernment assistance (Specify	y):			
				\$0.00	
<ol><li>Pension or retiremen</li></ol>				\$0.00	
13. Other monthly income	e (Specify):			\$0.00	
a				\$0.00 \$0.00	
b c.				\$0.00	
14. SUBTOTAL OF LINE	S 7 THROUGH 13			\$0.00	
	Y INCOME (Add amounts sl	nown on lines 6 and 14)		\$1,564.90	
	•	,	m line 15\		564.90
16. COMBINED AVERAGE MONTHLY INCOME: (Combine column totals from line 15)				\$1,	JU4.3U

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None.** 

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B6J (Official Form 6J) (12/07)

IN RE: Matthew Phillip Kurcab

Case No. (if known)

# SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at tin payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculating from the deductions from income allowed on Form 22A or 22C.	
Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schlabeled "Spouse."	nedule of expenditures
Rent or home mortgage payment (include lot rented for mobile home)	\$875.00
a. Are real estate taxes included? ☐ Yes ☑ No	
b. Is property insurance included? ☐ Yes ☑ No	
2. Utilities: a. Electricity and heating fuel	
b. Water and sewer	
c. Telephone	\$63.00
d. Other:	<b>\$55.55</b>
3. Home maintenance (repairs and upkeep)	
4. Food	\$150.00
5. Clothing	\$50.00
6. Laundry and dry cleaning	\$50.00
7. Medical and dental expenses	
8. Transportation (not including car payments)	\$80.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$100.00
10. Charitable contributions	\$20.00
11. Insurance (not deducted from wages or included in home mortgage payments)	
a. Homeowner's or renter's	
b. Life	
c. Health	
d. Auto	
e. Other:	
12. Taxes (not deducted from wages or included in home mortgage payments)  Specify:	
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)	
a. Auto:	
b. Other:	
c. Other:	
d. Other:	
14. Alimony, maintenance, and support paid to others:	
15. Payments for support of add'l dependents not living at your home:	
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	
17.a. Other: Auto Lease (month-to-month demo car from	\$168.00
17.b. Other:	
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and,	¢4 556 00
if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)	\$1,556.00
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following	g the filing of this
document: None.	
20. STATEMENT OF MONTHLY NET INCOME	
a. Average monthly income from Line 15 of Schedule I	\$1,564.90
b. Average monthly expenses from Line 18 above	\$1,556.00
c. Monthly net income (a. minus b.)	\$8.90

B6 Declaration (Official Form 6 - Declaration) (12/07)

In re Matthew Phillip Kurcab

Case No.	
	(if known)

# **DECLARATION CONCERNING DEBTOR'S SCHEDULES** DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the sheets, and that they are true and correct to the best of m	· · · · · · · · · · · · · · · · · · ·	19
Date 10/31/2009	Signature //s/ Matthew Phillip Kurcab  Matthew Phillip Kurcab	
Date	Signature	
	[If joint case, both spouses must sign.]	

B7 (Official Form 7) (12/07)

# Document Page 26 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

In re:	Matthew Phillip Kurcab	Case No.	
			(if known)

		STATEMENT OF FINANCIAL AFFAIRS
None	State the gross amount of including part-time activitie case was commenced. Stamaintains, or has maintains beginning and ending date	<b>oyment or operation of business</b> income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, is either as an employee or in independent trade or business, from the beginning of this calendar year to the date this ate also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that ed, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the is of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing at 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a
	AMOUNT	SOURCE
	\$22,162.59	2009 YTD, as of 10/20/09, from employment at Bill Kay Auto Outlet
	\$22,969.00	2008 Income from Employment
	\$600.00	2007 Wage Income
None	State the amount of income two years immediately preciseparately. (Married debto	from employment or operation of business e received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the ceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse rs filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, coarated and a joint petition is not filed.)
None	3. Payments to credi	
✓	debts to any creditor made constitutes or is affected by of a domestic support oblig counseling agency. (Marrie	r(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other within 90 days immediately preceding the commencement of this case unless the aggregate value of all property that y such transfer is less than \$600. Indicate with an asterisk (*) any payments that were made to a creditor on account gation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit ed debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint spouses are separated and a joint petition is not filed.)
None	preceding the commencer \$5,475. If the debtor is an obligation or as part of an a (Married debtors filing under	not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately nent of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than individual, indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. For chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint spouses are separated and a joint petition is not filed.)
None	who are or were insiders. (	ments made within one year immediately preceding the commencement of this case to or for the benefit of creditors (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or unless the spouses are separated and a joint petition is not filed.)
	NAME AND ADDRESS	OF CREDITOR DATE OF

NAME AND ADDRESS OF CREDITOR
AND RELATIONSHIP TO DEBTOR
Harriet Kurcab
3409 S. Austin Blvd.
Cicero, IL 60804
Debtor's Aunt

DATE OF PAYMENT August 28,

AMOUNT PAID \$10,250.00 AMOUNT STILL OWING

2009

250.00 \$0.00

B7 (Official Form 7) (12/07) - Cont.

# Document Page 27 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS **EASTERN DIVISION (CHICAGO)**

ln re:	Matthew Phillip Kurcab	Case No.	
			(if known)

	S'	TATEMENT OF FINAN Continuation Shee		
None	4. Suits and administrative proced  a. List all suits and administrative proceeding bankruptcy case. (Married debtors filing und not a joint petition is filed, unless the spouse	ngs to which the debtor is or was a der chapter 12 or chapter 13 must	a party within one year immedia i include information concerning	tely preceding the filing of this
	CAPTION OF SUIT AND CASE NUMBER Alpine Investments LLC v Kurcab, case 2009 SR 2141	NATURE OF PROCEEDING Small claims, credit card suit against Debtor	COURT OR AGENCY AND LOCATION DuPage County, Illinois	STATUS OR DISPOSITION Pending
None	b. Describe all property that has been attacthe commencement of this case. (Married d			

both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 5. Repossessions, foreclosures and returns

 $\square$ 

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 6. Assignments and receiverships

None  $\square$ 

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None

 $\overline{\mathbf{Q}}$ 

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 7. Gifts

None

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 8. Losses

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 9. Payments related to debt counseling or bankruptcy

None  $\square$ 

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement of this case.

B7 (Official Form 7) (12/07) - Cont.

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

In re:	Matthew Phillip Kurcab	Case No.	
			(if known)

#### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 2

N	n	n	ρ

#### 10. Other transfers

....

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

#### 11. Closed financial accounts

None

✓

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 12. Safe deposit boxes

None

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 13. Setoffs

None

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 14. Property held for another person

None

✓

List all property owned by another person that the debtor holds or controls.

#### 15. Prior address of debtor

None

If the debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS	NAME USED	DATES OF OCCUPANCY
1408 Carriage Ln #5, Westmont, IL 60559	Matthew Kurcab	10/2009 to
		present
7803 Sprucewood, Woodridge, IL 60517	Matthew Kurcab	10/2008 to
-		10/2009
820 N Wheeler #2E, Griffith, IN 46319	Matthew Kurcab	3/2007 to
,		10/2008
1439 S Prairier Ave #A, Chicago, IL 60605	Matthew Kurcab	2/2007 to
. 100 0 1 1amis. 7110 m/y, officago, in 00000		5/2007

B7 (Official Form 7) (12/07) - Cont.

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

In re:	Matthew Phillip Kurcab	Case No.	
			(if known)

#### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 3

260 E Chestnut #1001, Chicago, IL 60611

**Matthew Kurcab** 

12/2005 to 1/2007

None

#### 16. Spouses and Former Spouses

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

#### 17. Environmental Information

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

None a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material.

Indicate the governmental unit to which the notice was sent and the date of the notice.

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

### 18. Nature, location and name of business

None

a. If the debtor is an individual, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

None

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

B7 (Official Form 7) (12/07) - Cont.

# NORTHERN DISTRICT OF ILLINOIS **EASTERN DIVISION (CHICAGO)**

In re:	Matthew Phillip Kurcab	Case No.	
			(if known)

#### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 4

	The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within six years immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.  (An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)
Nissa	19. Books, records and financial statements
None  ✓	a. List all bookkeepers and accountants who within two years immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.
None	b. List all firms or individuals who within two years immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.
None  ✓	c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.
None  ✓	d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within two years immediately preceding the commencement of this case.
None	20. Inventories
<b>V</b>	a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.
None	b. List the name and address of the person having possession of the records of each of the inventories reported in a., above.

#### 21. Current Partners, Officers, Directors and Shareholders

None  $\sqrt{\phantom{a}}$ 

a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

 $\sqrt{\phantom{a}}$ 

b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

#### 22. Former partners, officers, directors and shareholders

None  $\sqrt{\phantom{a}}$ 

a. If the debtor is a partnership, list each member who withdrew from the partnership within one year immediately preceding the commencement of this case.

b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within one year immediately preceding the commencement of this case.

B7 (Official Form 7) (12/07) - Cont.

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

ln re:	Matthew Phillip Kurcab	Case No.	
			(if known)

		OF FINANO ontinuation Sheet I	CIAL AFFAIRS No. 5
	23. Withdrawals from a partnership or distribut	tions by a corp	poration
None	If the debtor is a partnership or corporation, list all withdrawals		redited or given to an insider, including compensation in any form, during one year immediately preceding the commencement of this
	24. Tax Consolidation Group		
None	If the debtor is a corporation, list the name and federal taxpay purposes of which the debtor has been a member at any time		umber of the parent corporation of any consolidated group for tax nmediately preceding the commencement of the case.
None	25. Pension Funds  If the debtor is not an individual, list the name and federal tax has been responsible for contributing at any time within six years.		n number of any pension fund to which the debtor, as an employer, preceding the commencement of the case.
[If co	ompleted by an individual or individual and spouse]		
	clare under penalty of perjury that I have read the answer chments thereto and that they are true and correct.	s contained in th	e foregoing statement of financial affairs and any
Date	10/31/2009	Signature	/s/ Matthew Phillip Kurcab
		of Debtor	Matthew Phillip Kurcab
Date	)	Signature of Joint Debtor (if any)	
	alty for making a false statement: Fine of up to \$500,000 I.S.C. §§ 152 and 3571	or imprisonmen	t for up to 5 years, or both.

# Document Page 32 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: Matthew Phillip Kurcab CASE NO

CHAPTER 7

#### DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above-named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

	For legal services, I have agreed to accept:	<b>\$1,378.00</b>	
	Prior to the filing of this statement I have received:	<b>\$1,378.00</b>	
	Balance Due:	\$0.00	
2.	The source of the compensation paid to me was:		
	✓ Debtor Other (specify)		
3.	The source of compensation to be paid to me is:		
	☑ Debtor ☐ Other (specify)		
1.	☑ I have not agreed to share the above-disclosed compensation with any other associates of my law firm.	er person unless they are members and	
	I have agreed to share the above-disclosed compensation with another person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation, is attached.		

- 5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:
  - a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
  - b. Preparation and filing of any petition, schedules, statements of affairs and plan which may be required;
  - c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;
  - d. [Other provisions as needed]
  - \* Chapter 7 filing fee (\$299)
  - \* Credit counseling course expense (\$40)
  - \* Financial management course expense (\$40)
  - \* Advise you of the information you must provide to the Firm in order to allow the Firm to provide appropriate advice and information about your options.
  - \* Review and analyze your financial circumstances based on information that you provide.
  - \* Advise you of your legal options, including bankruptcy and non-bankruptcy legal options, based on the information that you provide.
  - \* Determine whether you qualify for relief under Chapter 7 and/or Chapter 13 of the Bankruptcy Code.
  - \* Describe relief available under Chapter 7 or Chapter 13, and how the bankruptcy process works.
  - \* Advise you of the requirements for filing a Chapter 7 or Chapter 13 bankruptcy, including your duties connected with such filing.
  - \* Prepare, review with you, and file a bankruptcy petition, bankruptcy schedules and statement of financial affairs.
  - \* Represent you at the Meeting of Creditors.
  - \* Negotiate with creditors and review reaffirmation agreements, if applicable.
  - \* Provide copies of notices required by the Bankruptcy Code and the Bankruptcy Court.
  - \* Such other services that attorneys ordinarily provide to debtors in uncontested Chapter 7 cases, including appearance at routine court hearings, communication with opposing counsel and parties in interest, and preparation of routine legal documents.

# Document Page 33 of 37 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: Matthew Phillip Kurcab CASE NO

CHAPTER 7

#### DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR

- 6. By agreement with the debtor(s), the above-disclosed fee does not include the following services:
  - \* Revision or amendment of bankruptcy petition, schedules, statement of financial affairs, or other documents due to your not providing complete and accurate information.
  - \* Response to challenge to Chapter 7 filing as an alleged violation of the Means Test or other alleged substantial abuse.
  - \* Responses to motions for relief from the automatic stay.
  - \* Responses to objections to discharge or dischargeability.
  - \* Responses to objections to claimed exemptions.
  - \* Representing you in connection with any deposition or examination other than the Meeting of Creditors.
  - \* Obtaining orders of abandonment.
  - \* Motions or agreements to redeem property.
  - \* Defending actions taken by unscheduled and/or discharged creditors or parties in interest.
  - \* Handling credit reporting agency issues.
  - \* Any other matter not specifically described in the Basic Services and/or Chapter 7 Services.

David M. Madden Law Offices, P.C. P.O. Box 5658		CERTIFICATION	
Date David M. Madden David M. Madden Law Offices, P.C. P.O. Box 5658 Bar No. 628051	0 0 1	, ,	r payment to me for
David M. Madden Law Offices, P.C. P.O. Box 5658	10/31/2009	/s/ David M. Madden	
G ·	Date	David M. Madden Law Offices, P.C. P.O. Box 5658 Woodridge, IL 60517	Bar No. 6280517
Phone: (773) 454-9866 / Fax: (773) 359-1548		P.O. Box 5658 Woodridge, IL 60517	59-1548

/s/ Matthew Phillip Kurcab

Matthew Phillip Kurcab

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: Matthew Phillip Kurcab CASE NO

CHAPTER 7

# **VERIFICATION OF CREDITOR MATRIX**

The above named Debtor hereby verifies that the attached list of creditors is true and correct to the best of his/her knowledge.

Date	10/31/2009		/s/ Matthew Phillip Kurcab  Matthew Phillip Kurcab
Date		Signature	

Matthew Phillip Kurcab 1408 Carriage Lane #5 Westmont, IL 60559

David M. Madden Law Offices, P.C. P.O. Box 5658 Woodridge, IL 60517

Academy Collection Service, Inc. Acct: xxxx1601 PO Box 21089 Philadelphia, PA 19114-0589

Alpine Capital Investments LLC xxxx-xxxx-xxxx-5542 5 REVERE DRIVE, SUITE 200 Northbrook, IL 60062

Asset Acceptance LLC P.O. Box 2036 Warren, MI 48090-2036

Bank of America 100 N. Tryon St Charlotte, NC 28255

Bill Kay Suzuki 2100 Ogden Ave Downers Grove, IL 60515

Chase Card Services xxxx-xxxx-xxxx-2157 PO Box 15298 Wilmington, DE 19850-5298 CitiFinancial 605 Munn Road Fort Mill, SC 29715

City of Aurora, Illinois Law Department 44 E Downer Place Aurora, IL 60507

Codilis & Associates, P.C. 15W030 North Frontage Rd Suite 100 Burr Ridge, IL 60527

Comcast 1701 John F Kennedy Blvd #C100 Philadelphia, PA 19301-2899

Credit Protection Association 13355 Noel Rd Ste 2100 Dallas, TX 75240

Deutsche Bank xxxxxx9556 460 Sierra Madre Villa Ave Ste 101, HS 01-04 Pasadena, CA 91107

Discover Financial Services PO Box 30943 Salt Lake City, UT 84130-0943

EMC Mortgage
EMC Mortgage Corporation
P.O. Box 293150
Lewisville, TX 75029-3150

Fifth Third Bank 38 Fountain Sq Plaza Fifth Third Center Cincinnati, OH 45263

Kohls Milwaukee Payment Center P.O. Box 2983 Milwaukee, WI 53201-2983

Portfolio Recovery 120 Corporate Boulevard Norfolk, VA 23502

RECEIVABLES MANAGEMENT, INC. 3348 Ridge Road Lansing, IL 60438

Susan Kurcab 2500 75th St Woodridge, IL 60517

T-Mobile PO Box 37380 Albuquerque, NM 87176-7380

The Albert Law Firm, P.C. 205 W Randolph St, Ste 920 Chicago, IL 60606

Suburban Investment Enterprises 219 west 55th st. unit 103 Claredon Hills, IL 60514